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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

THE CALIFORNIA NATURAL
RESOURCES AGENCY, *et al.*,

Plaintiffs,

v.

WILBUR ROSS, *et al.*,

Defendants.

Case No. 1:20-cv-426-DAD-EPG

**STIPULATION AND ORDER RE:
BRIEFING ON MOTIONS TO DISMISS
FIFTH CLAIM**

Date: July 21, 2020

Time: 9:30 a.m.

Judge: Hon. Dale A. Drozd

This stipulation is entered between the parties to set the schedule and page limits for briefing on the motions to dismiss the Fifth Claim in the California Natural Resource Agency, *et al.* (“CNRA”) First Amended Complaint, which was brought under the California Endangered Species Act and Administrative Procedure Act. Four motions to dismiss were filed on June 2,

2020 by (1) Defendants Wilbur Ross, *et al.* (“Federal Defendants”), ECF No. 117-1, (2) Defendant-Intervenors San Luis and Delta-Mendota Water Authority and Westlands Water District, *et al.* (hereafter “SLDMWA”), ECF No. 121, (3) the Glenn-Colusa Irrigation District, *et al.* (“Sacramento River Intervenors”), ECF No. 119, and (4) Friant Water Authority and Arvin-Edison Water Storage District (“Friant”), ECF No. 122.

The parties have conferred and agreed that CNRA’s response brief will be due on June 30, 2020. CNRA will file one consolidated response brief which shall be 35 pages or less. Federal Defendants’, SLDMWA’s, Sacramento River Intervenors’, and Friant’s replies will be due on July 14, 2020, and shall be limited to 30 pages collectively. The agreed upon date for a hearing, if any, is July 21, 2020.

Respectfully submitted this 15th day of June, 2020.

/s/ Eve W. McDonald

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10 RECLAMATION DISTRICT NO. 1004;
11 CONAWAY PRESERVATION GROUP, LLC;
12 ANDERSON- COTTONWOOD IRRIGATION
13 DISTRICT, DAVID AND ALICE TEVELDE
14 FAMILY TRUST; PELGER ROAD 1700, LLC;
15 CITY OF REDDING; AND KNIGHTS LANDING
16 INVESTORS, LLC

17 /s/ Meredith E. Nikkel

18 Meredith E. Nikkel

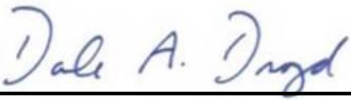
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CODORA-GLENN IRRIGATION DISTRICT; and
TEHAMA-COLUSA CANAL AUTHORITY

ORDER

Pursuant to the parties' Stipulation, the Court hereby orders CNRA is limited to one 35 page response brief on the motions to dismiss the CESA claim, due June 30, 2020, and any reply briefs are limited to 30 pages collectively, due July 14, 2020.

IT IS SO ORDERED.

Dated: **June 16, 2020**


UNITED STATES DISTRICT JUDGE